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**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION**

LAUREN RIES and SERENA ALGOZER,  
Individuals on behalf of themselves and all  
others similarly situated,

Plaintiffs,

v.

HORNELL BREWING COMPANY, INC.,  
*et al.*,

Defendants.

**CASE NO. CV 10-01139 RS**

**STIPULATION AND [PROPOSED]  
ORDER SHORTENING HEARING DATE  
AND SETTING BRIEFING SCHEDULE  
ON PLAINTIFFS' MOTION TO  
EXCLUDE EXPERT OPINION**

**TO THE COURT, AND ALL PARTIES AND THEIR ATTORNEYS OF RECORD:**

THIS STIPULATION, entered into by and between the Plaintiff Class Representatives, Lauren Ries and Serena Algozer (“Plaintiffs”), and Defendants, Hornell Brewing Co., Inc. d/b/a Ferolito Vultaggio & Sons, Inc., Beverage Marketing USA, Inc. and Arizona Beverages USA, LLC (“Defendants”), hereby respectfully request a shortening of the hearing date for the Plaintiffs’ motion to exclude expert opinion testimony (DE 178) currently scheduled to be heard April 4, 2013.

The parties jointly propose the following briefing and hearing schedule with respect to Plaintiffs’ motion to exclude expert opinion:

1. Defendants’ response in opposition to Plaintiffs’ motion to exclude expert opinion shall be filed and served on or before March 14, 2013.
2. Plaintiffs’ reply brief shall be filed and served on or before March 21, 2013.
3. Plaintiffs’ motion to exclude expert opinion shall be heard on March 28, 2013 at 1:30 pm.

**IT IS SO STIPULATED, THROUGH COUNSEL OF RECORD:**

DATED: March 1, 2013.

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25 *the Certified Class*

26 **~~[PROPOSED]~~ ORDER**

27 Pursuant to the stipulation of the parties, and good cause appearing therefor,

28 **IT IS SO ORDERED.**

DATED: 3/1/13



THE HONORABLE RICHARD SEEBORG  
UNITED STATES DISTRICT JUDGE